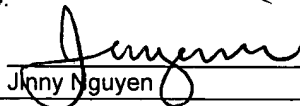




CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **September 30, 2004**.


Jinny Nguyen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: September 30, 2004

Lav IVANOVIC et al.

Confirmation No.: 5960

Serial No.: 10/829,408

Group Art Unit: 2863

Filed: April 20, 2004

Examiner: Nghiem, Michael P.

For: **AUTOMATIC CALIBRATION OF A MASKING PROCESS SIMULATOR**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER TO A OBVIATE DOUBLE
PATENTING REJECTION 37 C.F.R. 1.321(c)**

Sir:

The undersigned Attorney of Record, appointed by the Assignee, LSI Logic Corporation, of the entire right, title and interest in and to the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office on November 26, 2002, under Reel/Frame 013547/0908, submits herewith a Terminal Disclaimer under 37 C.F.R. 1.321(c).

Please charge \$110.00 for the disclaimer fee to Deposit Account No. 12-2252 (LSI Logic Corporation) as required by 37 CFR 1.20(d).

10/06/2004 EAREGAY1 00000017 122252 10829408

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DISCLAIMER

The owner, LSI Logic Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. **6,768,958**, issued **July 27, 2004**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

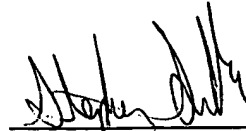
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code and that such willful false statements may jeopardize the validity of the application or any patent issued hereon.

Respectfully submitted,
SAWYER LAW GROUP LLP

September 30, 2004

Date

A handwritten signature in black ink, appearing to read 'Stephen G. Sullivan', is written over a horizontal line.

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Attorney for Applicant
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